

Attorney Docket No.: **5405-223IPDV**

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AF 1600
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: **Opara**

Application Serial No.: **10/054,796**

Filed: **January 23, 2002**

For: **Method of Encapsulating Cells**

Group Art Unit: **1651**

Examiner: **David M. Naff**

Date: **January 20, 2004**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Pursuant to 35 USC §134, 37 CFR 1.191, and MPEP §1205, the Applicant in the above-identified patent application hereby appeals to the Board of Patent Appeals and Interferences from the Office Action dated December 4, 2003, at least twice rejected or finally rejecting claims 6-13, 77 and 84-86.

Enclosed is a check in the amount of \$165.00 for the Appeal fee as provided by 37 C.F.R. § 1.17(b). **Applicant claims small entity status.**

Payment by credit card is requested. Form PTO-2038 is attached.

A petition for an extension of time under 37 CFR 1.136(a) is enclosed.

Also enclosed: _____

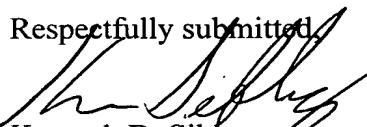
The Commissioner is authorized to charge any additional fees that may be required, or credit any overpayment, to Deposit Account No. 50-0220. A duplicate copy of this sheet is enclosed.

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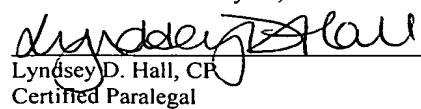
Respectfully submitted,


Kenneth D. Sibley

Registration No. 31,665

Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mailstop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 19, 2004.


Lynsey D. Hall, CP
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